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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: N. Sever, et al.

Serial No.: 10/821,695

Filed: April 9, 2004

Title: STABLE AMORPHOUS CEFDINIR

Case No.: 7347US01

Group Art No.: 1624

Examiner: (not yet assigned)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450 on:

Date of Deposit: September 26, 2005

Tanya Parent 9/26/05
Tanya Parent Date

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION PURSUANT TO 37 CFR 1.53(e)
TO ACCORD A FILING DATE TO A NONPROVISIONAL APPLICATION

Dear Sirs:

Applicant hereby petitions for review of the decision to NOT grant a filing date of 4 April 2004 to the above-identified application.

It was noted by the Office that the drawings filed with the specification filed on April 9, 2004 were inadvertently embedded within the specification. Applicant submitted both a substitute specification and substitute drawings on September 23, 2005 as required. No new matter was introduced in the substitute specification and drawing. Although the drawings were embedded in the specification, all requirements under C.F.R. 1.53(b) were present with the original filing; therefore, the above application should be accorded a filing date of April 9, 2004.

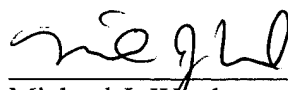
The Commissioner is hereby authorized to charge the required Petition fee under 37 CFR 1.17(h) of \$130.00 to Deposit Account No. 01-0025. Applicant requests that upon grant of the Petition, the fee be refund. Also enclosed is a copy of the Request for One-month extension of time, sent February 5, 2002, under separate cover with the Executed Declaration to the Office of Missing Parts. A duplicate copy of this sheet is enclosed.

09/30/2005 AWONDAF1 00000011 010025 10821695

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ABBOTT LABORATORIES
Customer Number 23492
Telephone: (847) 937-0042
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Respectfully submitted,
Sever, et al.

A handwritten signature in cursive script, appearing to read "m j w", written over a horizontal line.

Michael J. Ward
Registration No. 37,960
Attorney for Applicants



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Transmittal Letter

Dear Sirs:

Enclosed herewith for the patent application identified above entitled STABLE AMORPHOUS CEFDINIR is the following:

1. Petition pursuant to 37 CFR 1.53 (e) to Accord a Filing Date to a Nonprovisional Application; and
2. Return Receipt Postcard

The Commissioner is hereby authorized to charge any additional Filing Fees required under 37 CFR §1.16, as well as any patent application processing fees under 37 CFR §1.17 associated with this communication for which full payment had not been tendered, to Deposit Account No. 01-0025.

Respectfully submitted,
Sever, et al.

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